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MAR 25 2013

DEPARTMENT OF ECOLOGY  
EASTERN REGIONAL OFFICE



STATE OF WASHINGTON  
APPLICATION TO ENTER A WATER RIGHT INTO  
THE TRUST WATER RIGHT PROGRAM

NOTE: THIS FORM IS ONLY TO BE USED FOR THE  
ACQUISITION OF WATER INTO THE TRUST WATER RIGHT PROGRAM

(Check all that apply.)

- ☐ Lease
- ☐ Purchase
- ☒ Donation
- ☐ Other

Explain: \_\_\_\_\_

☐ Portion of the identified existing water right

IF FOR SEASONAL OR TEMPORARY, START DATE May 1, 2013  
END DATE May 1, 2018

FOR OFFICE USE ONLY

FILE No. \_\_\_\_\_ WRIA \_\_\_\_\_  
DATE ACCEPTED \_\_\_\_/\_\_\_\_/\_\_\_\_ BY \_\_\_\_\_  
FEE \$ \_\_\_\_\_ REC'D \_\_\_\_/\_\_\_\_/\_\_\_\_  
CHECK No. \_\_\_\_\_  
SEPA: ☐ Exempt ☐ Not exempt

**\*\*IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS (PLEASE PRINT OR TYPE CLEARLY)\*\***

1. Applicant Information:

APPLICANT/BUSINESS NAME Keith and Sandra Nelson	PHONE NO. (509) 636-2333	Cell NO. ( 509 ) 641-0641
ADDRESS 25405 Roosevelt View Drive		
CITY Lincoln	STATE WA	ZIP CODE 99147

CONTACT NAME (IF DIFFERENT FROM ABOVE) Mark DeWulf	PHONE NO. ( 509 ) 982-2672	FAX NO. ( 509 ) 982-2808
ADDRESS PO Box 457		
CITY Odessa	STATE WA	ZIP CODE 99159

2. Water Right Information:

WATER RIGHT OR CLAIM NUMBER Surface WR Cert No. 5772 (portion "A" (Nelson))	RECORDED NAME(S) Keith and Sandra Nelson
DO YOU OWN THE RIGHT? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO IF NO, PROVIDE OWNER(S) NAME and ADDRESS:	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
ARE WATER DIVERSIONS/WITHDRAWALS OF THIS WATER RIGHT METERED OR MEASURED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
IMPORTANT! PROVIDE INFORMATION SHOWING THE EXTENT OF WATER USE FOR EACH OF THE LAST FIVE YEARS	

Please attach copies of any documentation that demonstrates consistent, historical use of water since the right was established. Also, if you have a water system plan or conservation plan, please include a copy with your application.

FOR OFFICE USE ONLY

WATER RIGHT NO. \_\_\_\_\_ FILE (contract) NO. \_\_\_\_\_



3. How is Water to be Made Available for Trust?

<input type="checkbox"/> Alteration in method of diversion	<input type="checkbox"/> Alteration in water use/ irrigated acreage
<input type="checkbox"/> Alteration in method of delivery/conveyance	<input type="checkbox"/> Nonuse of one or more points of diversion
<input type="checkbox"/> Alteration in method of water application	<input checked="" type="checkbox"/> Nonuse of all or a portion of the named water right
<input type="checkbox"/> Alteration in type of crop	<input type="checkbox"/> Other, Explain below:
Name of funding source(s): N/A (Donation by Owner)	

WATER RIGHT DESCRIPTION \*

4. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Welsh Creek			SW	33	27N	35E		

Please include copies of all water well reports involved with this proposal. Also, if you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment.

5. Purpose of Use:

A. Existing Use of the Water Right

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation	1.22 cfs	430.12	May 1 to November 30

B. Proposed Purpose of the Trust Water Right:

DESCRIBE THE PURPOSE(S) OF USE DURING THE PERIOD OF TRUST:	
PURPOSE OF USE	ACRE-FEET/YR
Preservation of surface water on temporary basis	430.12
instream flow	

6. Place of Use:

A. Existing:

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
SEE ATTACHMENT on page 5 of this Application to Enter a Water Right into the Trust Water Right Program							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? <input type="checkbox"/> YES <input type="checkbox"/> NO – IF NO, PROVIDE OWNER(S) NAME:							



6. Place of Use (continued)

B. Proposed:

IDENTIFY THE WATER BODY TO BE BENEFITED OR OTHER PLACE TO BE BENEFITED
Remain in Welsh Creek

7. Remarks and Other Relevant Information:

1. The Holder/Donor is transferring only the "A" portion of Surface Water Right Certificate No. 5772 consisting of 430.12 acre-feet and 1.22 cfs. See Report of Examination dtd 12/13/2010 and DOE Modification dtd 3/3/2011 which provides a detailed explanation of the extent of use, etc.
2. A portion of this water right is currently subject to change application DOUG 13-01 and the Holder/Donor reserves the right to withdraw the water right from Trust upon the approval of the transfer of 77.35 acre-feet, or for any other reason during the five-year donation period.

Certain applications may incur a Real Estate Excise Tax liability for the seller of the water rights. The Department of Revenue has requested notification of potential taxable water right related actions and therefore may be provided with a copy of this request.

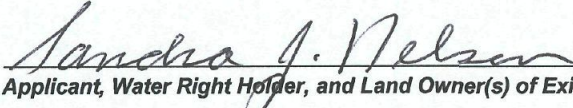
Please contact the State Department of Revenue for further information. The phone number is (360) 570-3265. The address is: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477.

8. Signatures:

*I certify that the information above is true and accurate to the best of my knowledge. I hereby grant staff from the Department of Ecology access to the above site(s) for inspection and monitoring purposes. If assisted in the preparation of the above application, I understand that all responsibility for the accuracy of the information rests with me.*

  
Applicant, Water Right Holder, and Land Owner(s) of Existing Place of Use

3 / 21 / 13  
(Date)

  
Applicant, Water Right Holder, and Land Owner(s) of Existing Place of Use

3 / 21 / 13  
(Date)

\_\_\_\_\_  
Applicant, Water Right Holder, and Land Owner(s) of Existing Place of Use

  /  /    
(Date)

**IMPORTANT! APPLICATION FILING INFORMATION IS PROVIDED ON THE NEXT PAGE.**

**WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):**

- ☐ ADDITIONAL SIGNATURES REQUIRED      ☐ SECTION \_\_\_\_\_ IS INCOMPLETE
- ☐ OTHER/EXPLANATION: \_\_\_\_\_

STAFF: \_\_\_\_\_ DATE: \_\_\_\_/\_\_\_\_/\_\_\_\_



ATTACHMENT FOR  
APPLICATION TO ENTER A WATER RIGHT INTO  
THE TRUST WATER RIGHT PROGRAM

Place of Use - ☒ Existing:

LEGAL DESCRIPTION OF LANDS							
133 acres located in the following:							
South ¾ of the East half of Section 29, less 42 acres located in that portion of the South half of the Northeast quarter of Section 29 lying east of Welch Creek Road; AND							
Northeast quarter and the Northeast quarter of Southeast quarter of Section 32; AND							
West half of Southwest quarter of Section 33, LESS the following described tract thereof:							
Beginning at the southeast corner of said Section 33; thence south 69° 49' west 430.71 feet;							
thence south 79° 58' west 441.28 feet; thence south 72° 41' west 216.96 feet; thence south 86°							
31' west 203.32 feet; thence north 68° 29' west 160.00 feet; thence south 73° 07' west 329.22							
feet; thence north 83° 15' west 616.27 feet; thence south 67° 17' west 235.79 feet; thence							
south 66° 53' west 548.41 feet; thence north 89° 52' west 1047.96' feet; thence north 08° 08'							
west 541.70' feet to the true point of beginning; thence north 11° 47' west 272.81 feet; thence							
north 27° 16' west 689.93 feet; thence south 72° 50' west 315.62 feet; thence north 15° 35'							
west 158.95 feet; thence north 42° 03' west 230.93 feet; thence north 66° 10' west 289.97 feet;							
thence south 61° 55' west 40.48 feet; thence south 23° 15' east 199.62 feet; thence south 62°							
30' east 229.45 feet; thence south 20° 34' east 224.30 feet; thence south 39° 00' east 167.70							
feet; thence south 44° 22' east 164.00 feet; thence south 11° 16' east 439.43 feet; thence north							
35° 28' east 734.25 feet; to the True Point of Beginning; and LESS Roads.							
ALL in Township 27 N, Range 35 E.W.M., Lincoln County, Washington.							
Parcel #s: ptn 273502900040, 2735032500040, 2735033600020							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
		29,32 33	27N	35	Lincoln		133
DO YOU OWN ALL THE LANDS IN ABOVE PLACE OF USE? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO – IF NO, PROVIDE OWNER(S) NAME:							